

ORIGINAL

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

THE DEPARTMENT OF TRANSPORTATION OF
THE STATE OF ILLINOIS, for and in behalf of
the People of the State of Illinois,

Petitioner,

v.

BNSF RAILWAY COMPANY, f/k/a BURLINGTON
NORTHERN SANTA FE RAILWAY COMPANY,
Respondent.

No. T05-0047

RECEIVED
AUG 26 2005


Illinois Commerce Commission
RAIL SAFETY SECTION

Petition for approval of the taking or damaging
of certain property in McDonough County,
Illinois by exercising the right of eminent
domain. Parcel No. 409U026PE.

APPEARANCE

We, the undersigned hereby enter our appearance as attorneys for respondent,
BNSF Railway Company, formerly known as The Burlington Northern and Santa Fe
Railway Company.

KENNETH J. WYSOGLAD & ASSOCIATES


Michael L. Sazdanoff
Kenneth J. Wysoglad
John Newell
Robert J. Prendergast

Michael L. Sazdanoff
Kenneth J. Wysoglad & Associates
Attorneys for Respondent
BNSF Railway Company
118 S. Clinton Street, Suite 700
Chicago, Illinois 60661
(312) 441-0333

DOCKETED

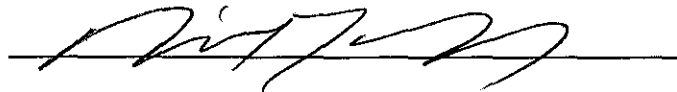
AUG 29 2005

PROOF OF SERVICE

Michael L. Sazdanoff, being first duly sworn on oath, deposes and says that on the 23 day of AUGUST, 2005, he caused to be served, a true and correct copy of **APPEARANCE** upon:

Mr. Stanley L. Morris
Quinn, Johnson, Henderson & Pretorius, Chtd.
205 S. Fifth Street, Suite 900
Springfield, IL 62701

by depositing same in the U.S. Mail depository located at Adams and Clinton Streets, Chicago, Illinois in an envelope(s) with first-class postage, prepaid.

A handwritten signature in black ink, appearing to read "Michael L. Sazdanoff", is written over a horizontal line.